

WEDNESDAY, FEBRUARY 24, 1968

SIXTY-FIRST LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Dr. Claude Gardner, Freed-Hardeman College, Henderson, Tennessee, guest of Representative Rob Stallings.

Representative Rob Stallings led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 95

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 95.

The Speaker announced that Representative Clark was excused because of illness.

The Speaker announced that Representative Davidson was excused because of business.

The Speaker announced that Representative Whitson was excused because of business.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 364; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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Senate Joint Resolution 0364 -- Memorials, Congratulations -- Congratulates Mr. and Mrs. Gary Belz on the birth of their son, Erik Ross Belz.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1391, 1392, 1399, 1447, 1457, 1463, 1468, 1469, 1500, 1524, 1546, 1592, 1603, 1614, 1646, 1670, 1694, 1716, 1742, 1785, 2097, 2189, 2214, 2216 and 2217; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Bill No. 1391** -- Sunset Laws -- Extends termination date of Interstate Compact on Detainers. Amends TCA, Title 4, Ch. 29; Title 40, Ch. 31. (HB 1425).

Senate Bill No. 1392 -- Sunset Laws -- Extends termination date of Judicial Council. Amends TCA, Title 4, Ch. 29; Title 16, Ch. 21. (HB 1424).

Senate Bill No. 1399 -- Environmental Preservation -- Increases scope of conservation easements. Amends TCA, Title 11, Ch. 15; Title 66, Ch. 9. (HB 1582).

Senate Bill No. 1447 -- Workers' Compensation -- Requires employer to select doctor from employee's county of residence or as near as possible for employer's examination. Amends TCA, Title 50, Ch. 6. (HB 1452).

Senate Bill No. 1457 -- Sunset Laws -- Extends termination date of Interstate Corrections Compact. Amends TCA 4-29-208; Title 41, Ch. 23. (HB 1419).

Senate Bill No. 1463 -- Sunset Laws -- Terminates Patient Qualification Review Board. Amends TCA 4-29-208; Title 68, Ch. 52. (HB 1417).

Senate Bill No. 1468 -- Sunset Laws -- Extends termination date of Tennessee Public Television Council. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 50. (HB 1409).

Senate Bill No. 1469 -- Sunset Laws -- Extends termination date of Compact on Probation and Parole. Amends TCA, Title 4, Ch. 29; Title 40, Ch. 28. (HB 1408).

Senate Bill No. 1500 -- Highways, Roads and Bridges -- Provides for directional signs for Frozen Head State Park, Obed Scenic River and Rugby. (HB 1459).

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Senate Bill No. 1524 -- Juries and Jurors -- Authorizes certain employees who work shifts to be excused from employment for jury duty. Amends TCA 22-4-108. (*HB 1430).

Senate Bill No. 1546 -- Taxes -- Increases the amount to be deducted from the cities' share of the special tax on petroleum products to fund U. T. Center for Government Training. Amends TCA 67-3-905. (*HB 1364).

Senate Bill No. 1592 -- Education -- Removes requirement of local school board to obtain appraisals before sale of school system property. Amends TCA 49-2-203. (HB 1585).

Senate Bill No. 1603 -- Hospitals and Health Care Facilities -- Revises appeals process relative to granting of certificate of need to certain health care facilities. Amends TCA, Title 68, Ch. 11, Pt. 1. (HB 1691).

Senate Bill No. 1614 -- Sunset Laws -- Extends termination date of Interstate Compact on Juveniles. Amends TCA, Title 4, Ch. 29; Title 37, Chs. 1, 4. (HB 1607).

Senate Bill No. 1646 -- Game and Fish Laws -- Prohibits interstate transport of deer killed in Tennessee. Amends TCA, Title 70, Ch. 4. (HB 1593).

Senate Bill No. 1670 -- Conservation -- Increases area of Frozen Head State Park and makes it a Class II Natural Scientific area. Incorporates Northrup Falls in Colditz Cove. Amends TCA 11-14-108. (HB 1788).

Senate Bill No. 1694 -- Criminal Offenses -- Enacts Freedom of Religion and Self Expression Act of 1988. Amends TCA, Title 39. (HB 2023).

Senate Bill No. 1716 -- Insurance Companies, Agents, Brokers -- Prohibits lender from requiring hazard insurance in excess of value of improvement on land. Amends TCA 56-8-106. (*HB 1515).

Senate Bill No. 1742 -- Public Contracts -- Authorizes any state agency to enter into contracts with a private or public foundation to jointly purchase or own a work of art; establishes guidelines for the formation of such contracts. (HB 1611).

Senate Bill No. 1785 -- Health -- Changes definition of what a health care institution shall not include. Amends TCA, Title 68, Ch. 11, Pt. 1. (*HB 1520).

Senate Bill No. 2097 -- Education -- Adds Berry Hill Center employees to current list of school employees who may appeal decisions of the commissioner of education; permits hearings before entire state board or subcommittee at discretion of chairman. Amends TCA 49-50-1001. (HB 1794).

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Senate Bill No. 2189 -- Education, State Board of -- Authorizes board of education to provide additional proficiency testing; and establish alternative diploma eligibility requirements. Amends TCA 49-6-6001. (*HB 1969).

Senate Bill No. 2214 -- Highways, Roads and Bridges -- Authorizes local governments to make improvements to existing highways. (*HB 1994).

Senate Bill No. 2216 -- Highways, Roads and Bridges -- Allows farmers to petition for permission to cut and bale hay along controlled access highway facilities. Amends TCA 54-5-134. (*HB 1996).

Senate Bill No. 2217 -- Highways, Roads and Bridges -- Grants commissioner of transportation rulemaking authority to define types of materials suitable for screening. Makes junkyard control provision apply to automotive distributors. Amends TCA 54-20-106, 123. (*HB 1997).

RULES SUSPENDED

Rep. Starnes moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 544 out of order, which motion prevailed.

House Joint Resolution 0544 -- Naming and Designating -- Designates February 20-27, 1988 as "Future Farmers of America (FFA) Week". by *Starnes.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Starnes, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Starnes moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 542 out of order, which motion prevailed.

House Joint Resolution 0542 -- Memorials, Public Service -- Commends Alex Guerry of Chattanooga on community service and congratulates him on 70th birthday. by *Starnes.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Starnes, the resolution was adopted.

A motion to reconsider was tabled.

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RULES SUSPENDED

Rep. Copeland moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 545 out of order, which motion prevailed.

House Joint Resolution 0545 -- Memorials, Congress -- Requests Congress to enact legislation to require imported goods be manufactured in accordance with U.S. child labor laws. by *Copeland, *Scruggs, *Drew, *Peroulas, *Naifeh, *Jared, McAfee, Turner B, Wood, Starnes, Robinson C B, Duer, Miller, Ellis, Bushing, Good, Holcomb, Holt, Wolfe.

On motion, the rules were suspended for the immediate consideration of the resolution.

Rep. Copeland moved to amend as follows:

Amendment No. 1

Amend House Joint Resolution No. 545 by adding the following resolving clause at the end thereof:

BE IT FURTHER RESOLVED, That the clerk send a copy of this resolution to the presiding officer of the legislative bodies of the forty-nine states and that we hereby request such states to support this resolution and encourage their congressional delegations to support any legislation necessary to effectuate its purpose.

On motion, the amendment was adopted.

Rep. Webb moved that all those voting aye be added as sponsors, which motion prevailed.

On motion of Rep. Copeland, the resolution was adopted, as amended, by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier,

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Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

REGULAR CALENDAR

***House Bill No. 1994 -- Highways, Roads and Bridges --** Authorizes local governments to make improvements to existing highways.

On motion of Rep. Robinson (Davidson), House Bill No. 1994 was placed on the calendar for Wednesday, March 2, 1988.

***House Bill No. 1995 -- Transportation, Dept. of --** Authorizes commissioner to contract with county to perform maintenance upon state highways located outside cities; costs to be reimbursed by department. Amends TCA, Title 54.

Rep. Robinson (Davidson) moved to pass House Bill No. 1995 on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 95.

• A motion to reconsider was tabled.

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House Bill No. 1872 -- Motor Vehicles -- Authorizes longer and wider trucks under certain circumstances. Amends TCA 55-11-201, 202.

On motion, House Bill No. 1872 was made to conform with Senate Bill No. 2065.

On motion, **Senate Bill No. 2065**, on same subject, was substituted for House Bill No. 1872.

Rep. DePriest moved passage of Senate Bill No. 2065 on third and final consideration.

Rep. Stafford moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 2065 by inserting the following at the end of Section 1:

Tennessee Code Annotated, Section 55-11-201 is amended by adding the following new subsection:

() In addition to any other penalties otherwise provided by law, the operator of a motor vehicle which is at the maximum length allowed for such vehicle in accordance with the provisions of subsection (c) and which exceeds the maximum weight allowed pursuant to Tennessee Code Annotated, Section 55-11-203 or 55-11-205 shall be assessed a penalty of five hundred dollars (\$500) for the first violation of such weight limitations and one thousand dollars (\$1,000) for a second or subsequent violation of such weight limitations.

AND FURTHER AMEND by adding the following at the end of Section 2:

Tennessee Code Annotated, Section 55-11-202 is amended by adding the following new subsection:

() In addition to any other penalties otherwise provided by law, the operator of a motor vehicle which is at the maximum width allowed for such vehicle in accordance with the provisions of subsection (d) and which exceeds the maximum weight allowed pursuant to Tennessee Code Annotated, Section 55-11-203 or 55-11-205 shall be assessed a penalty of five hundred dollars (\$500) for the first violation of such weight limitations and one thousand dollars (\$1,000) for a second or subsequent violation of such weight limitations.

Rep. DePriest moved that Amendment No. 1 be tabled, which motion prevailed by the following vote:

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Ayes	54
Noes	37
Present and Not Voting	3

Representatives voting aye were: Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Collier, Crain, Cross, Curlee, Davis (Gibson), DeBerry, DePriest, Dixon, Duer, Ellis, Frensey, Head, Hillis, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, Miller, Moore (Lawrence), Naifeh, Napier, Odom, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, Wheeler, Wix and Mr. Speaker Murray -- 54.

Representatives voting no were: Bell, Bewley, Chiles, Coffey, Copeland, Davis (Cocke), Davis (Knox), Drew, Gaia, Harrill, Hassell, Hawkins, Henry, Herron, Holcomb, Holt, Hurley, Huskey, Lawson, May, McAfee, Montgomery, Moody, Moore (Shelby), Nance, Peroulas, Phillips, Robinson (Washington), Scruggs, Severence, Shirley, Stafford, West, Williams, Winningham, Wolfe and Wood -- 37.

Representatives present and not voting were: Good, Hobbs and Yelton -- 3.

Rep. Stafford moved to amend as follows:

Amendment No. 2

Amend Senate Bill No. 2065 by adding the following language after the second sentence in the amendatory language of Section 2:

Provided, further, that no such vehicle, with the exception of household goods carriers, shall stop at points within the corporate limits of a municipality for the purpose of loading or unloading.

Rep. DePriest moved that Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes	54
Noes	38
Present and Not Voting	2

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Representatives voting aye were: Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Collier, Cross, Curlee, Davis (Gibson), DeBerry, DePriest, Duer, Ellis, Frensley, Garrett, Head, Hillis, Hobbs, Holt, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Lawson, Long, Love, Miller, Moore (Lawrence), Naifeh, Napier, Odom, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Wheeler, Williams, Wix and Mr. Speaker Murray -- 54.

Representatives voting no were: Bell, Bewley, Chiles, Coffey, Copeland, Crain, Davis (Cocke), Davis (Knox), Drew, Gaia, Harrill, Hassell, Hawkins, Henry, Herron, Holcomb, Hurley, Huskey, Kernell, May, McAfee, Montgomery, Moody, Moore (Shelby), Nance, Peroulas, Phillips, Pruitt, Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Webb, West, Winningham, Wolfe and Wood -- 38.

Representatives present and not voting were: Good and Yelton -- 2.

Rep. Duer moved the previous question, which motion prevailed.

Rep. DePriest moved passage of Senate Bill No. 2065 on third and final consideration, which motion prevailed by the following vote:

Ayes	77
Noes	18
Present and Not Voting	1

Representatives voting aye were: Bivens, Bragg, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Garrett, Harrill, Hassell, Hawkins, Head, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, Wheeler, Williams, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 77.

Representatives voting no were: Bell, Bewely, Buck, Davis (Knox), Drew, Gaia, Henry, Herron, May, McAfee, Miller, Peroulas, Phillips, Scruggs, Severance, Stafford, West and Winningham -- 18.

Representative present and not voting was: Good -- 1.

A motion to reconsider was tabled.

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Mr. Speaker Murray relinquished the chair to Rep. DeBerry, Speaker Pro Tempore.

House Bill No. 1636 -- Fees -- Provides for refund of certain erroneously paid recording fees.

Rep. Kisber moved that House Bill No. 1636 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 1585 -- Education -- Removes requirement of local school board to obtain appraisals before sale of school system property. Amends TCA 49-2-203.

On motion, House Bill No. 1585 was made to conform with Senate Bill No. 1592.

On motion, **Senate Bill No. 1592**, on same subject, was substituted for House Bill No. 1585.

Rep. Ridgeway moved that Senate Bill No. 1592 be passed on third and final consideration, which motion prevailed by the following vote:

* Ayes	95
Noes	0
Present and Not Voting	1

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Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 95.

Representative present and not voting was: Severance -- 1.

A motion to reconsider was tabled.

House Bill No. 1354 -- Education -- Authorizes local school boards of border counties to negotiate reciprocal agreements with adjacent counties of other states. Amends TCA 49-6-3108.

On motion, House Bill No. 1354 was made to conform with Senate Bill No. 1404.

On motion, **Senate Bill No. 1404**, on same subject, was substituted for House Bill No. 1354.

Rep. Hawkins moved passage of Senate Bill No. 1404 on third and final consideration.

Rep. Starnes moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1404 by deleting Section 1 in its entirety and by substituting instead the following Section:

Section 1. Tennessee Code Annotated, Section 49-6-3108, is amended by deleting from the first sentence the language "in grades one (1) through twelve (12)", and by substituting instead the language "kindergarten through twelfth (12th) grade".

On motion, the amendment was adopted.

Thereupon, Rep. Hawkins moved that Senate Bill No. 1404, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes 96
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frenslley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 1417 -- Sunset Laws -- Terminates Patient Qualification Review Board. Amends TCA 4-29-208; Title 68, Ch. 52.

On motion, House Bill No. 1417 was made to conform with Senate Bill No. 1463.

On motion, **Senate Bill No. 1463**, on same subject, was substituted for House Bill No. 1417.

Rep. King moved passage of Senate Bill No. 1463 on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 93.

A motion to reconsider was tabled.

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House Bill No. 1427 -- Sunset Laws -- Extends termination date of Tennessee Tollway Authority. Amends TCA, Title 4, Ch. 29; Title 54, Ch. 15.

On motion, House Bill No. 1427 was made to conform with Senate Bill No. 1458.

On motion, **Senate Bill No. 1458**, on same subject, was substituted for House Bill No. 1427.

Rep. King moved passage of Senate Bill No. 1458 on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0
Present and Not Voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 94.

Representative present and not voting was: Long --1.

A motion to reconsider was tabled.

House Bill No. 1525 -- Nuclear Materials, Transportation and Safety -- Revises the annual radioactive materials license fees for certain categories. Amends TCA 68-23-216.

On motion, House Bill No. 1525 was made to conform with Senate Bill No. 1737.

On motion, **Senate Bill No. 1737**, on same subject, was substituted for House Bill No. 1525.

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Rep. Swann moved passage of Senate Bill No. 1737 on third and final consideration, which motion prevailed by the following vote:

Ayes	85
Noes	0
Present and Not Voting	9

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Herron, Hillis, Holcomb, Holt, Hurley, Huskey, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Shelby), Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 85.

Representatives present and not voting were: Bragg, Burnett, DeBerry, Head, Hobbs, Ivy, Moore (Lawrence), Naifeh and Shirley --9.

A motion to reconsider was tabled.

***House Bill No. 1981 -- Workers' Compensation --** Expands definition of "employee" for purposes of workers' compensation law. Amends TCA 50-6-106, 113, 50-6-209.

Further consideration of House Bill No. 1981, previously considered on Monday, February 22, 1988, at which time a motion was made to adopt Amendment No. 1.

Rep. Turner (Hamilton) renewed her motion to amend as follows:

Amendment No. 1

AMEND House Bill No. 1981 by deleting Sections 1 and 2 in their entirety and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 50-6-106(1), is amended by designating the existing language as subsection (1)(a) and by adding the following new subsection:

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(1)(b) Notwithstanding the provisions of subsection (a) above, a leased operator and/or a leased owner/operator of a motor vehicle under contract to a common carrier may elect to be covered under any policy of workers' compensation insurance insuring the common carrier upon written agreement of the common carrier, by filing written notice thereof, on a form prescribed by the Commissioner of Labor, with the Division of Workers' Compensation; provided, however, such election shall in no way terminate or affect the independent contractor status of the leased operator and/or leased owner/operator for any other purpose than to permit workers' compensation coverage. Such election of coverage may be terminated by the leased operator, leased owner/operator, or common carrier by providing written notice of such termination to the Division of Workers' Compensation and to all other parties consenting to the prior election. Such termination shall be effective thirty (30) days from the date of such notice to all other parties consenting to the prior election and to the Division of Workers' Compensation.

SECTION 2. Tennessee Code Annotated, Section 50-6-113, is amended by adding the following new subsection as subsection (e):

(e) A subcontractor under contract to a general contractor may elect to be covered under any policy of workers' compensation insurance insuring the contractor upon written agreement of the contractor, by filing written notice thereof, on a form prescribed by the Commissioner of Labor, with the Division of Workers' Compensation; however, such election shall in no way terminate or affect the independent contractor status of the subcontractor for any other purpose than to permit workers' compensation coverage. Such election of coverage may be terminated by the subcontractor or general contractor by providing written notice of such termination to the Division of Workers' Compensation and to all other parties consenting to the prior election. Such termination shall be effective thirty (30) days from the date of such notice to all other parties consenting to the prior election and to the Division of Workers' Compensation.

On motion, the amendment was adopted.

Thereupon, Rep. Turner (Hamilton) moved that House Bill No. 1981, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

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Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 93.

A motion to reconsider was tabled.

House Bill No. 1381 -- Boards and Commissions -- Changes the name of the prison agri-industries board; increases the per diem for board members. Amends TCA, Title 41, Ch. 22, Pt. 4.

Rep. DePriest moved that House Bill No. 1381 be placed on the calendar for Wednesday, March 2, 1988, which motion prevailed.

CONSENT CALENDAR

House Bill No. 1380 -- Election Laws -- Changes qualifying deadline for candidates in municipal elections. Amends TCA 2-5-101.

House Bill No. 1724 -- Weights and Measures -- Removes package size requirements on flour, meal, grits, etc. Amends TCA 47-26-231.

On motion, House Bill No. 1724 was made to conform with **Senate Bill No. 1455**.

On motion, Senate Bill No. 1455, on same subject, was substituted for House Bill No. 1724.

***House Bill No. 1352** -- County Boundaries -- Revises boundary between Cumberland and Rhea counties.

On motion, House Bill No. 1352 was made to conform with **Senate Bill No. 1512**.

On motion, Senate Bill No. 1512, on same subject, was substituted for House Bill No. 1352.

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***House Bill No. 1382** -- County Boundaries -- Revises boundary between Cumberland and Bledsoe counties.

On motion, House Bill No. 1382 was made to conform with Senate Bill No. 1535.

On motion, **Senate Bill No. 1535**, on same subject, was substituted for House Bill No. 1382.

House Bill No. 1410 -- Sunset Laws -- Extends termination date of Interstate Library Compact. Amends TCA, Title 4, Ch. 29; Title 10, Ch. 6.

House Bill No. 1411 -- Sunset Laws -- Extends termination date of Board of Standards. Amends TCA 4-29-208; Title 12, Ch. 3.

On motion, House Bill No. 1411 was made to conform with Senate Bill No. 1464.

On motion, **Senate Bill No. 1464**, on same subject, was substituted for House Bill No. 1411.

House Bill No. 1424 -- Sunset Laws -- Extends termination date of Judicial Council. Amends TCA, Title 4, Ch. 29; Title 16, Ch. 21.

On motion, House Bill No. 1424 was made to conform with Senate Bill No. 1392.

On motion, **Senate Bill No. 1392**, on same subject, was substituted for House Bill No. 1424.

House Bill No. 1897 -- Sunset Laws -- Extends termination date of Comprehensive Health Insurance Pool, Board of Directors. Amends TCA, Title 4, Ch. 29; Title 56, Ch. 39; Title 71, Ch. 2.

House Bill No. 2150 -- Education -- Deletes requirement that local boards of education hold meetings on specific days; substitutes quarterly meeting requirement. Amends TCA 49-2-202.

***House Joint Resolution No. 0426** -- Naming and Designating -- Designates a portion of Highway 11-E as the "Rocky Mount Parkway".

***House Bill No. 1958** -- Weights and Measures -- Revises the law of weights and measures. Amends TCA, Title 47, Ch. 26. Repeals TCA, Title 47, Ch. 26, Pts. 3, 6.

***House Joint Resolution No. 0501** -- Memorials, Government Officials -- Urges Department of Agriculture to develop regional food distribution centers.

***House Joint Resolution No. 0503** -- Memorials, Government Officials -- Urges Department of Economic and Community Development to recruit agribusiness processing firms.

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***House Joint Resolution No. 0504** -- Memorials, Government Officials -- Urges Department of Economic and Community Development and UT Agricultural Extension Service to facilitate development of "home grown" value added agribusiness.

***House Joint Resolution No. 0505** -- Memorials, Government Officials -- Urges UT Agricultural Extension Service to facilitate adjustment among producers to nontraditional enterprises and alternative crops.

***House Bill No. 2445** -- Grand Junction -- Revises certain provisions relative to charter. Amends Chapter 75, Private Acts of 1969, as amended.

House Bill No. 2446 -- Hardeman County -- Authorizes adoption of building permit system.

House Resolution No. 0094 -- Memorials, Congratulations -- Honors Edward and Emogene Pendergrass on 50th wedding anniversary.

House Joint Resolution 0531 -- Memorials, Retirement -- Honors Richard Lineberry on retirement from Tennessee Highway Patrol.

Senate Joint Resolution 0349 -- Memorials, Congratulations -- Honors Stacey Joan Greene on selection as 1988 Tennessee Honey Queen.

CONSENT CALENDAR OBJECTION

Objections were filed to the following resolutions on the Consent Calendar:

Rep. Chiles objected to House Joint Resolution No. 501.

Rep. Chiles objected to House Joint Resolution No. 503.

Rep. Chiles objected to House Joint Resolution No. 504.

Rep. Chiles objected to House Joint Resolution No. 505.

Under the rules, House Joint Resolutions Nos. 501, 503, 504 and 505 will be placed at the heel of the calendar for Thursday, February 25, 1988.

Rep. Phillips moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	95
Noes	0

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Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrell, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1333: Rep. Severance added as a prime sponsor.

House Bill No. 1769: Rep. Shirley added as a prime sponsor.

House Bill No. 2193: Rep. Cain added as a sponsor.

House Bill No. 2314: Reps. B. Turner (Hamilton), Webb and Peroulas added as prime sponsors.

House Bill No. 2323: Rep. Herron added as a prime sponsor; Reps. Nance, Davis (Knox) and Good added as sponsors.

House Bill No. 2329: Rep. Ridgeway added as a prime sponsor.

House Bill No. 2427: Rep. Shirley added as a prime sponsor.

ANNOUNCEMENTS

The Special Joint Study Committee on Radon Gas, created by House Joint Resolution No. 134 from 1987, has completed its work and submitted its final report, which is on file in the Clerk's office.

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The Joint Study Committee on International Trade and Export Development, created in 1986 and continued by House Joint Resolution No. 172 from 1987, has completed its work and submitted its final report, which is on file in the Clerk's office.

The Joint Study Committee on Business Tax, created in 1987 by Senate Joint Resolution No. 174, has completed its work and submitted its final report, which is on file in the Clerk's office.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 0095 -- General Assembly, Proclamations -- Proclaims June 12, 1988 as New Livingstone Church Day. by *Pruitt, Love, Bushing, Dixon, Odom, West, Purcell, Robinson Robb, Jones U, Jones R, Turner L, King, Garrett, DeBerry.

The Speaker referred House Resolution No. 0095 to the Calendar and Rules Committee.

House Joint Resolution 0532 -- Memorials, Sports -- Honors Coach David Ward and the Collinwood High School football team. by *Ivy.

The Speaker referred House Joint Resolution No. 0532 to the Calendar and Rules Committee.

House Joint Resolution 0533 -- Memorials, Sports -- Congratulates Bishop Byrne's High School football team on outstanding season. by *Shirley.

The Speaker referred House Joint Resolution No. 0533 to the Calendar and Rules Committee.

House Joint Resolution 0534 -- Memorials, Congratulations -- Honors the Sevierville First Baptist Church on the celebration of their bicentennial. by *Davis R E, *Huskey.

The Speaker referred House Joint Resolution No. 0534 to the Calendar and Rules Committee.

House Joint Resolution 0535 -- Memorials, Public Service -- Commends Elmer *Ewing Franklin on service as constable for Kingsport. by *Montgomery, *Yelton, *Holcomb, *Hurley.

The Speaker referred House Joint Resolution No. 0535 to the Calendar and Rules Committee.

House Joint Resolution 0536 -- Memorials, Sports -- Honors Coach Mark Medley and Lebanon High School football team on gridiron exploits. by *Bell.

The Speaker referred House Joint Resolution No. 0536 to the Calendar and Rules Committee.

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House Joint Resolution 0537 -- Memorials, Congratulations -- Honors Madisonville First Baptist Church on 160th anniversary. by *Harrill.

The Speaker referred House Joint Resolution No. 0537 to the Calendar and Rules Committee.

House Joint Resolution 0538 -- Memorials, Condolence -- Honors memory of Word G. Woodson. by *Hobbs.

The Speaker referred House Joint Resolution No. 0538 to the Calendar and Rules Committee.

House Joint Resolution 0539 -- Memorials, Retirement -- Honors J. T. Blankenship on retirement from Standard Construction Company. by *Byrd.

The Speaker referred House Joint Resolution No. 0539 to the Calendar and Rules Committee.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Senate Joint Resolution 0364 -- Memorials, Congratulations -- Congratulates Mr. and Mrs. Gary Belz on the birth of their son, Erik Ross Belz.

The Speaker referred Senate Joint Resolution No. 364 to the Calendar and Rules Committee.

INTRODUCTION OF BILLS

House Bill No. 2453 -- Fayette County -- Sets monthly compensation of the county board of public works. Amends Chapter 234, Private Acts of 1974. by *Naifeh, *Stallings.

Passed first consideration.

House Bill No. 2454 -- Gatlinburg -- Revises term of office for board of commissioners. Amends Chapter 84, Private Acts of 1945, as amended. by *Davis R E, *Huskey.

Passed first consideration.

***House Bill No. 2455** -- Dyer County -- Abolishes position of juvenile court criminal investigator. Repeals Chapter 57, Private Acts of 1987. by *Holt.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

***Senate Bill No. 1391** -- Sunset Laws -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1425.

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Senate Bill No. 1399 -- Environmental Preservation -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1382.

Senate Bill No. 1447 -- Workers' Compensation -- Held on the Clerk's desk pending third consideration of the companion House Bill 1452.

Senate Bill No. 1457 -- Sunset Laws -- Held on the Clerk's desk pending third consideration of the companion House Bill 1419.

Senate Bill No. 1468 -- Sunset Laws -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1409.

Senate Bill No. 1469 -- Sunset Laws -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1408.

Senate Bill No. 1500 -- Highways, Roads and Bridges -- Held on the Clerk's desk pending third consideration of the companion House Bill 1459.

Senate Bill No. 1524 -- Juries and Jurors -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1524.

Senate Bill No. 1546 -- Taxes -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1364.

Senate Bill No. 1603 -- Hospitals and Health Care Facilities -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1691.

Senate Bill No. 1614 -- Sunset Laws -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1607.

Senate Bill No. 1646 -- Game and Fish Laws -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1593.

Senate Bill No. 1670 -- Conservation -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1788.

Senate Bill No. 1694 -- Criminal Offenses -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 2023.

Senate Bill No. 1716 -- Insurance Companies, Agents, Brokers -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1515.

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Senate Bill No. 1742 -- Public Contracts -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1611.

Senate Bill No. 1785 -- Health -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1520.

Senate Bill No. 2097 -- Education -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1794.

Senate Bill No. 2189 -- Education, State Board of -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1969.

Senate Bill No. 2214 -- Highways, Roads and Bridges -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1994.

Senate Bill No. 2216 -- Highways, Roads and Bridges -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1996.

Senate Bill No. 2217 -- Highways, Roads and Bridges -- Held on the Clerk's desk pending third consideration of the companion House Bill No. 1997.

SENATE BILLS ON SECOND CONSIDERATION

Senate Bill No. 1823 -- County Government -- Passed second consideration and referred to the State and Local Government Committee.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 2450 -- Spring Hill -- Passed second consideration and held on the Clerk's desk.

***House Bill No. 2451** -- Zoning -- Passed second consideration and referred to the State and Local Government Committee.

House Bill No. 2452 -- Jackson County -- Passed second consideration and held on the Clerk's desk.

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REPORTS FROM STANDING COMMITTEES

AGRICULTURE

MR. SPEAKER: Your Committee on Agriculture begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1725 (with amendment) and 1957.

STALLINGS, Chairman.

Under the rules, House Bills Nos. 1725 (with amendment) and 1957 were transmitted to the Committee on Calendar and Rules.

COMMERCE

MR. SPEAKER: Your Committee on Commerce begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 142 (with amendment), 1702 (with amendment), 1773, 1781, 1805, 2285 (with amendment) and 2386; and recommend for adoption House Joint Resolution No. 466.

We further recommend that, pursuant to House Rule No. 72, House Bill No. 2310 be referred to the Committee on Finance, Ways and Means.

TANNER, Chairman.

Under the rules, House Bills Nos. 142 (with amendment), 1702 (with amendment), 1773, 1781, 1805, 2285 (with amendment) and 2386 and House Joint Resolution No. 466 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 72, the Speaker referred House Bill No. 2310 to the Committee on Finance, Ways and Means.

CONSERVATION AND ENVIRONMENT

MR. SPEAKER: Your Committee on Conservation and Environment begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1295 (with amendment), 1429, 1770 (with amendment), 1788, 1960, 1973, 1974, 1976, 1977 (with amendment), 2080, 2130, 2203 and 2215 (with amendment); and recommend for adoption House Resolution No. 89 and House Joint Resolution No. 470.

HILLIS, Chairman.

Under the rules, House Bills Nos. 1295 (with amendment), 1429, 1770 (with amendment), 1788, 1960, 1973, 1974, 1976, 1977 (with amendment), 2080, 2130, 2203 and 2215 (with amendment); House Resolution No. 89; and House Joint Resolution No. 470 were transmitted to the Committee on Calendar and Rules.

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EDUCATION

MR. SPEAKER: Your Committee on Education begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 2272 (with amendments) and 2273.

We further recommend that, pursuant to **House Rule No. 72**, House Bill No. 1687 be referred to the Committee on Finance, Ways and Means.

DAVIDSON, Chairman.

Under the rules, House Bills Nos. 2272 (with amendments) and 2273 were transmitted to the Committee on Calendar and Rules.

Pursuant to **House Rule No. 72**, the Speaker referred House Bill No. 1687 to the Committee on Finance, Ways and Means.

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: House Bill No. 1505.

BRAGG, Chairman.

Under the rules, House Bill No. 1505 was transmitted to the Committee on Calendar and Rules.

GENERAL WELFARE

MR. SPEAKER: Your Committee on General Welfare begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1831, 1859, 1874 (with amendment), 2102 and 2154; and recommend for adoption House Joint Resolution No. 518.

We further recommend that, pursuant to **House Rule No. 72**, House Bills Nos. 1495 and 2072 be referred to the Committee on Finance, Ways and Means.

STARNES, Chairman.

Under the rules, House Bills Nos. 1831, 1859, 1874 (with amendment), 2102 and 2154; and House Joint Resolution No. 518 were transmitted to the Committee on Calendar and Rules.

Pursuant to **House Rule No. 72**, the Speaker referred House Bills Nos. 1495 and 2072 to the Committee on Finance, Ways and Means.

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GOVERNMENT OPERATIONS

MR. SPEAKER: Your Committee on Government Operations begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1413, 1421 (with amendment), 1422 (with amendment) and 1601 (with amendment).

We further recommend that House Bill 2082 be referred to the Committee on Transportation.

KING, Chairman.

Under the rules, House Bills Nos. 1413, 1421 (with amendment), 1422 (with amendment) and 1601 (with amendment) were transmitted to the Committee on Calendar and Rules.

The Speaker referred House Bill No. 2082 to the Committee on Transportation.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1384 (with amendment), 1873, 1962, 1963, 2024 and 2212 (with amendment).

We further recommend that, pursuant to House Rule No. 72, House Bill No. 1168 (with amendment) be referred to the Committee on Finance, Ways and Means.

BUCK, Chairman.

Under the rules, House Bills Nos. 1384 (with amendment), 1873, 1962, 1963, 2024 and 2212 (with amendment) were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 72, the Speaker referred House Bill No. 1168 (with amendment) to the Committee on Finance, Ways and Means.

LABOR AND CONSUMER AFFAIRS

MR. SPEAKER: Your Committee on Labor and Consumer Affairs begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1553 and 2127.

ELLIS, Chairman.

Under the rules, House Bills Nos. 1553 and 2127 were transmitted to the Committee on Calendar and Rules.

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STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1474, 1552, 1584, 1611, 1621 (with amendment), 1835, 1889 (with amendment), 2009 (with amendment), 2010 (with amendment), 2011 (with amendment), 2111, 2112, 2132, 2192, 2360, 2368, 2407 (with amendment) and 2426 (with amendment); and recommend for adoption House Joint Resolutions Nos. 450 and 462.

We further recommend that, pursuant to **House Rule No. 72**, House Bill No. 2328 be referred to the Committee on Finance, Ways and Means.

MILLER, Chairman.

Under the rules, House Bills Nos. 1474, 1552, 1584, 1611, 1621 (with amendment), 1835, 1889 (with amendment), 2009 (with amendment), 2010 (with amendment), 2011 (with amendment), 2111, 2112, 2132, 2192, 2360, 2368, 2407 (with amendment) and 2426 (with amendment); and House Joint Resolutions Nos. 450 and 462 were transmitted to the Committee on Calendar and Rules.

Pursuant to **House Rule No. 72**, the Speaker referred House Bill No. 2328 to the Committee on Finance, Ways and Means.

TRANSPORTATION

MR. SPEAKER: Your Committee on Transportation begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1327 and 2052.

ROBINSON, Chairman.

Under the rules, House Bills Nos. 1327 and 2052 were transmitted to the Committee on Calendar and Rules.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1334, 1581, 1713, 1775, 1885, 2178, 2216 and 2278; and House Joint Resolution No. 488; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

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ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1796; and House Joint Resolutions Nos. 516, 517, 519 and 521; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bill Nos. 1829; Senate Joint Resolutions Nos. 343, 344, 347 and 348.

SIGNED

The Speaker announced that he had signed the following: House Bill No. 1796; and House Joint Resolutions Nos. 516, 517, 519, 521.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolutions Nos. 542 and 544; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1380, 1410, 1897, 1958, 1981, 2150, 2445 and 2446; and House Joint Resolutions Nos. 426 and 531; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 542 and 544; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

WEDNESDAY, FEBRUARY 24, 1988 -- SIXTY-FIRST LEGISLATIVE DAY

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 1636; and House Joint Resolution No. 545; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 1995; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution No. 94; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 542 and 544; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No: 1549.

The Senate nonconcurred in House Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 1796; also, House Joint Resolutions Nos. 516, 517, 519 and 521; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1384 and 1683; also, Senate Joint Resolution No. 349; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 1995; substituted for Senate Bill on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 67; amended and concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.: 363, 371 and 372; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution 0363 -- Memorials, Retirement -- Honors Malcolm Anderson Wilson on retirement from Cheatham County Roads Department.

WEDNESDAY, FEBRUARY 24, 1988 -- SIXTY-FIRST LEGISLATIVE DAY

Senate Joint Resolution 0371 -- Memorials, Public Service -- Honors Bonnie Willmott on contribution to Memphis Symphony.

Senate Joint Resolution 0372 -- Memorials, Public Service -- Expresses appreciation to Dixon Gallery of Memphis for scheduling Rodin exhibit.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1379, 1581, 1722, 1769, 1790, 1892, 1895, 2147, 2211, 2437 and 2472; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Bill No. 1379** -- Insurance Companies, Agents, Brokers -- Permits county mutual insurance companies to write personal and property insurance; pay medical benefits; and establish limits. Amends TCA 56-22-101, 106, 115. (HB 1702).

***Senate Bill No. 1581** -- Juries and Jurors -- Abolishes occupational jury duty exemptions. Amends TCA 7-38-104, 22-1-103, 58-1-228, 63-3-118, 63-5-123, 63-8-117. (HB 1763).

***Senate Bill No. 1722** -- Insurance, Motor Vehicles -- Limits definition of motor vehicle for purposes of the uninsured motorist insurance law. Amends TCA 56-7-1201, 1202. (HB 1559).

***Senate Bill No. 1769** -- Criminal Procedure -- Gives court continuing jurisdiction over inmates sentenced to department of correction during time they are housed in local jails awaiting transfer to department. Amends TCA, Title 40, Ch. 35. (HB 1747).

***Senate Bill No. 1790** -- Insurance, Motor Vehicles -- Requires rental car companies to disclose to consumer certain insurance information. Amends TCA, Title 56, Ch. 7, Pt. 11. (HB 2063).

***Senate Bill No. 1892** -- Uniform Commercial Code -- Prohibits financing statement from limiting amount of security interest perfected by filing. Same as *SB 1497. (HB 1549).

***Senate Bill No. 1895** -- Criminal Offenses -- Establishes criminal offense for obtaining, or assisting in obtaining, a state or local government set aside contract by fraudulent means. Amends TCA, Titles 4, 8, 39. (HB 1835).

Senate Bill No. 2147 -- Halls -- Removes residency requirement for city court judge. Amends Chapter 325, Private Acts of 1974. (HB 1879).

WEDNESDAY, FEBRUARY 24, 1988 -- SIXTY-FIRST LEGISLATIVE DAY

Senate Bill No. 2211 -- Safety, Dept. of -- Gives commissioner authority to promulgate rules and regulations. Amends TCA, Title 4, Ch. 3. (*HB 1991).

Senate Bill No. 2437 -- Motor Vehicles -- Prohibits certain vehicles hauling certain products from using interstate system. Amends TCA 55-4-124. (*HB 2429).

Senate Bill No. 2472 -- Ripley -- Revises term of office for mayor and aldermen. Amends Chapter 223, Acts of 1901. (HB 2443).

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with **Rule No. 48**, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 1379, 1879 and 2443.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills and/or resolutions on the Consent Calendar for Thursday, February 25, 1988: House Bills Nos. 2153, 1861, 2057, 1734, 1742, 1969, 2432, 1922; House Joint Resolutions Nos. 532, 533, 534, 535, 536, 537, 538 and 539; Senate Joint Resolution No. 364; House Bills Nos. 1379, 1879 and 2443.

PHILLIPS, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, February 29, 1988: House Bills Nos. 1499, 1991, 1732, 1737, 1739, 1740, 1589, 1594, 1839, 1765, 1501, 2335, 1851, 1989, 1992.

PHILLIPS, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following additional bills on the Calendar for Wednesday, March 2, 1988: House Bills Nos. 1409, 1543, 1579, 1607, 1975, 2362, 2427, 2428 and 2429.

PHILLIPS, Chairman.

WEDNESDAY, FEBRUARY 24, 1988 -- SIXTY-FIRST LEGISLATIVE DAY

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills and/or resolutions on the Consent Calendar for Monday, February 29, 1988: House Bills Nos. 1408, 1419, 1425, 1461, 1555, 1715, 2370; and House Joint Resolution No. 486.

PHILLIPS, Chairman.

ROLL CALL

Present 96

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 96.

On motion of Rep. Naifeh, the House adjourned until 9:00 A.M., Thursday, February 25, 1988.